Group Fo Class 93 Piece 39 3

350

Guatemala.

Convention.

Boundary of British Honduras.

Guatemala, April 30, 1854.

Boundary Mah May 13, 1861.

FOREIGN OF FICE

Convention between Her Convencion entre la Repui Moriesty and the Republic blica de Guatemala y Gu of Guatemala, relativo Magestad Britanica relativa to the Boundary of British a los limites de Monduras Monduras britanico?

Whereas the boundary For cuanto: no han suo Cetween Her Britannie Ma- Todavia averiguasos y señalados Jesty's Gettlement and pof los limites entre la Territorios sessions in the Bay of de la Republica de Guatemala Honduras, and the territories y el Establecimento y posessones of the Republic of Guatemalas, de Su Magertad en las has not yet been accertained bahia de Honduras; la and marked out; Her Ma Republica de Guatemala y feety the Gueen of these I Sw Magertad la Reina United Kingdom of Great del Reins Unido de las Britain and Breland, and Gran Bretaña i Grlanda, The Republic of Guatemalas deseands definir los limites being desirous, with a regeriors, con la mira de view to improve and perpe desarrollar of perpetuare trate the friendly relation las relaciones amistosas que which happily subsist beto feligmente existen entre los ven the two countries, to dos paises, han resuelto define the boundary aforesaw, celebrar una Convencions

have resolved to conclude a con aquel objeto, y hans Convention for that purpose nombrado for sus Fleri. and have named as theirs potenciarios, a saber: Rempotentiaries, that is to say Her Mayesty the queen I. E. el Bresidente de las of the United Kingdom of Republica de Guatemalas, Great Britain and Greland, at Señor Don Pedro- dep Charles Lennox Wyke Esquire Aycinena, Consejero des Her Britannie Majesty's Tortado y Ministro - des Marge d'Affaires to the relaciones exteriores del Republic of Guatemala and Gobierno- de la República; His Excellency The Fresident of Gu Magestad la Reina of the Republic of Guatemala, del Reino Unido de las In Tedro de Aycinena, Gran Bretaña i Grlanda. Comsellor of State and Minister al Señor Don Carlos Tennon for foreign affairs: Who thyke, Encargado de che= after having communicates gocios de Su Magertas to each other their respective Britanica en la Repifull powers found in good bliea de Guatemalas; and due form, have agreed quienes habiendores coreson and concluded the municaso sus plened following articles - poderes respectives y en : contradolos en buena y y concluis los articulos he Article 1. " 194 is agreed between He quientes: Into 1.00. Quedas

Britannie Majerty and the convenies entre la Rysutticas Republic of Guatemala, that de Guatemala y Su Magertas the boundary between the Britanies, que los limites entre Republic and the British State: la Republica y el Cetable cimento = mentand possessions in the Bay y possesiones britanicas en la of Monduras, as they existed bahra de Honduraf, como exes previous to and on the 1st han antes del 10 de tonero de day of January 1850 and 1850 y en aquel dia y hans have continued to exist continuado existiendo harta el up to the present time, presente fueron y son los was, and is as follows: Signientes: Beginning at the mouth bomenzando en la bocas of the river Garstoon in del no Garstoon en la bahva The Bay of Honduras, and de Honduras y remontando proceeding up the mid = ha madre del vio harta los channel Thereof to Gracias Rawales de Gracias à Dios: a Dios Falls, then turning volviendo des pues as la derecha to the right and continuing y continuando por unas by a line drawn direct linea recta hirada desde from Gracias a Dis Falls los Randales de Gracias à Dios harta los de Garbutt to Garbutt's Falls on the en el rio Belize y desde los River Believe, and from S'arbull's Falls due north Randales de Garbutt norte until it strikes theo dorecho harta donde tocas mexican frontier: con la frontera mexicano 191 is agreed and declared Quesa convenido y declarado

Barties that all the territory tratante que toos el territorio for the north and east of the al norte y este de la linea line of boundary above a de limites arriba señalados describes, belongs to these pertenece a Gu Magestad Britannie Magesty; and Britanica; y que todo el that all the territory to the territorio al sur y oeste de south and west of the same la misma pertenece a belongs to the Republic of la Republica de Gurate.

Suatemala.

Ant. 20 Article 2. " La Republica de Guatemala Her Britannio Mayesty y Su Magertad Britanicas and the Republic of Guate. nombraran dentro de doce me mala shall within twelve Ses despues del cange de las months after the exchange ratificaciones de la presente of the ratifications of the Convencion, un Comisionado present Convention, appoint por cada parte, con el objeto each a Commissioner fort de señalar y de marcare the purpose of designating los limites descritos en el and marking out the articulo precedente. Dichos boundary described in the Comisionados averiguarán preceding Article. Such la latitud y longitud Commissioners shall ascer? de los Randales Gracias - Fain the latitude and a Dios y de Garbutt y longitude of Gracias as Dies Falls and of Garbutt's

Falls and shall cause the haran que la linea divisoria line of boundary between entre les Randales de Garbutt Garbutt's Falls and the y el territoris mexicano P mexican herritore tobe se abra y to demarque p opened and marked where donde sea necesario, como necessary as a protection una protección contra future against future trespasse ras transgresiones.

Article 3. " Art. 3. " The Commissioners men - Los Comisionados que se Fined in the preceding, mencionan en el articulo P Article shall meet at forecedente de reuniran en such place or places as el punto o puntos que en lo shall be hereafter fixed, de adelante se determine, san at the earliest convenient pronto como sea posible y period after they shall conveniente despues que hayan have been respectively na Tido nombrados respectivamente, med; and shall before y antes de proceder à unique proceeding to any business, trabajo, haran y firmaran make and suberibe a una declaración solemne solemn declaration that de que examinarany decide They will impartially ran segun su lead saber y and carefully examine and entender y conforme à las decide to the best of their furticiary equidad, sin Judgement and according miedo, favor o afeccion a to Justice and equity, without -

Jear, Javour or affections __

to their own country, report su propio pais, todas las all the matters referred to material sometidas a sup them for their decision; and decision; y tal declaracion such declaration shall be quedará asentada en el entered on the record of their registro de sus opera = proceedings.

En seguida los Comi-The Commissioners shall Then, and before proceeding Sionados antes de proceder to any other business name a ningun otro trabajo, nom Some third person to act braran una Hercera persona as Arbitrator or Umpire in que decida como Arbitro o any case or case in which amigable Componedor en cualquier caro o caros en they may themselves differ in opinion. If they should que elles puedan diserire not be able to agree upon de opinion. Si no lograns the choice of such a third ponerse de acuerdo parap person, they shall each p la elección de disha Tercera name a person and in each persona, nombrara cada uno and every case in which una porsona, y en cualquiert The Commissioners may differ caro en que los Comisionados in opinion as to the decision puedan diferer de opinion con which they ought to give, respecto à la decision que de it shall be determined by ben dar, la suerte determinarà lot which of the two persons enal de las dos personas nom so named shall be the brasas Sera'el arbitro is Arbitrator or Umpire en amigable componedor en that particular case. The aguel cars particular! La

person or persons so to be persona opersonas que han de chosen shall, before proceeding ser asi elegidas, antes de proceder to act, make and subscribe a funcionar, havan y suscribiran a solemn declaration in a una declaración solemno, seme form similar to that which fante en su forma à la que shall already have been debe haber two ya hecha y made and subscribed by the suscrita por los Comisionados, Commissioners, which deda cuya declaración será tam ration shall also be entered bien agregada al registro de las operaciones. Tou caro de on the record of the proce. muerte, ausencia o incapa = evings In the event of cidad de alguno de dichos The death, absence or inca-Comisionados, o de alguno pacity of either of such de dichos Arbitros o amiga Commissioners, or of either bles componedores, o si omi= of such Arbitrators ore hieren, declinaren o cesaren Umpires, or of his omitting de funcionar, se nombrara or declining, or ceasing to orra persona de la misma act, another person shall manera para que funcione be named, in the same en su lugar, y haras manner, to act in his y Meribira una decla_ place or stead, and shall racion iqual à la men= make and subscribe such cionadas= declaration as aforesaid. La República de Guatemala Her Britanne Majerty y Su Magertar Britanicas and the Republic of Guate se comprometeran a considerar mala shall engage tol la decision de los dos_ consider the decision of the

Two Commissioners conjointly Comisionados conjuntamente, or of the Arbitrator or Vimpire o' del Arbitro y amigables as the case may be, as final componedor en su caro, como and conclusive on the matters final y concluyente ens to be respectively referred las material que deben so = to their decision, and forth meterse respectivamente as with to give full effect du decision, y a llevar inme to the same : diatamente esta à debido esecto.

Article 4.th Art. 4." Los Comisionados arriba The Commissioners hereinbefore mentioned shall mencionados haran a cada make to each of the uno de los Gobiernos res_ respective Governments pectivos, una declaración a joint report or declaration, o informe comun firmada y sellada por ellos, acom_ sinder their hands and pañada por un maja o seals accompanied with a mapas por cuatriplicado, map or maps in quadrupli. (dos para cada Gobierno?) cate theo for each Govern certificando ellos ser verda ment | certified by them deros mapas de los limitos to be true maps of the Señatados en el presente boundary defined in the Tratado y recorridos y present Freaty and traexaminados por ellosversed and examined by Them=

Article 5. the

Artos: Los

Commissioners and the Arbitrasor Comisionados y el arbetro o or Vimpire shall heep accu amigable componedor Mevaran rate records and correct p registros exactos y minutas minutes or notes of all o notas correctas de todas sus their proceedings, with the Operaciones, con las fechas res dates thereof, and shall pectival, y nombraran y em appoint and employ such plearan los agrimensores, Surveyors, clerk or clerks, amanuense à amanuenses no otras personas que consideran or other persons, as they Shall find necessary necesarias para auxiliarlos to assist them in the en el arreglo de los asuntos Fransaction of the business en que puedan tenere which may come before que entender? Thene.

The salaries of the Tos sueldos de los o Commissioners shall be Comissionados seran pagados paid by their respective por sus Gobiernos respectivos Los gartos contingentes de Governments. The conten gent expenses of the la Comision, incluyendo el Commission, including sueldo del arbetro o anothe salary of the Arbitra gable componedor y de los agrimensores y amanuens for or Vimpire, and of the Seran corteador for los Surveyors and clerks, shall dos Gobiernos for partes be detrayed in equal of moistief by the two to rquales-Vernments:

Article 6.th

Art. 6.0

It is

Queda

further agreed that the conveniro, ademas, que las channels in the water-line corrientes de la linea des of boundary described inc agua divisoria descrita en Article 1st. of the present el articulo 1. de la spresen Convention, shall be a Le Convencion, seran equal equally free and open to mente libres y abiertas as the velsels and boats of los buques y botes des both Parties; and that any ambas partes; y que cuales islands which may be quiera islas que purdan found therein shall belong encontrarse en ellas, port to that Party on whose side Venecerán a aquella Parte of the main navigable à hacia cuya banda de las channel they are situated = comiente esten situadas.

With the object of practically bon el objeto de llevar à carrying out the views set épecto practicamente las forth in the Preamble of miras manipersadas en the present Convention, for el Preambulo de la present improving and perpetuating te Convencion para mejorar the friendly relations which y perpetuar las amistoral at present so happily exist relaciones que al presente between the two thigh con- existen felizmente entre tracting Parties, they mu- las dos altas Partes contually agree conjointly to tratantes, convienen en sur ses their best efforts by poner conjuntamente todo taking adequate means su empero, tomando medisas

for establishing the easiers advenadas para establecer las communication (either by comunicacion mas facil (sea means of a bart road, or por medio de una carretera, o empleands los rios, o ambas employing the rivers, or both united, according to cosas à la ver, segun la opinion The opinion of the surveying de los Ingenieros que deben Engineers) between the examinar el terrens) entre el fittest place on the Atlan lugar mas conveniente de The Coast near the Settle la corta del Mantico cerca ment of Belize and the del Establecimiento de Belize Capital of Guaremala; y la Capital de Guatemalas; whereby the commerce of con to enal no pouran menos Tongland on the ones que aumentarse considerable. hand, and the material mente el comercio de Inglaterra prosperity of this Republic por una parte y la prosperidas on the other, cannot material de la Republica from fail to be sensibly en- Ara; al mismo tremps que creased, at the sames querando ahora claramen time that the limits to desinisos los limites de of the two Countries of Nor dos paises, toto ulterior being now clearly degined avance de cualquieras all forther enorsachments de las dos partes en los by either Barry on thes verritories de la otra, sera territory of the other will eficazmente imperior y be effectually checked and evitado para lo futuro? prevented for the futures.

Article 8th

Art. 8.0

The

Sa

present bowention shall be presente bonvencion serà ratified, and the ratifications ratificadary las ratificas Shall be exchanged at London ciones cangeadas en Guas or Guatemala as soon as pos. Temala o en Londres, fan - sible within the space of six pronto como quere posible y months. en el espacio de seis meses. In witness whereof, the En fe de la cual los respective Plenipotentiaries respectivos Plenipotenciarios have signed the same, and la han fermado y have affixed thereto the seals sellars en Guatemalas of their arms. Done at à treinta de Mil del Guatemala the thirtieth and mil ochocientos day of April, in the year cincuenta y nuevesone thousand eight hun_ dres and fifty nines: Sharles lumsop Wylight F. le Myrimena,

Palacio del Gobierno, Guatema Abril 30 de 1859.

Presidente; habiendo visto y examinado el Freambulo y los Ocho articulos de que consta un Fratado firmado el dia de hoy por el Tecretario de Estado y del despa The de Relaciones Exteriores de la Repi blica y por el Tenor Encargado de negociós de D. M. St, autorizados amplia y especial. mente al efecto; cuya tratado de intitulas , Convencion entre la Republica de Guatemala y Tu Magestas Britanica, relativa a los limites de Honduras Britanico", en contrando la referida convencion util y conve mente a la Républica y conforme son las instrucciones dadas al negociados nombrado al efecto por parte del Cobierno; de conformidad son la consulta del Conseso de Estado, acuerda: ratificar en todas dus partes dicha" Convencion entre la Republica de Guatemala y Suchagerta Britanica, relativa a los limites de Honduras Britanico." El Secretario de Costado y del

despacho de Welaciones exteriores queta encargado de la efecución de este acuer do y de mandarlo registrar sonde cohvenga. (Rubricado por S.E.)
Aycinema Es espià: Secretaria de Relaciones exteriores Guatemala, estril 30 ve 1859. The undersigned having met together for the purpose of exchanging the Ratifications of a bonvention of exchanging the Ratifications of a bonvention of april 1859, between Her Majesty the Gueen of the United Kingdom of Great Britain and Freland and the Republic of Guatemala, relative to the Boundary of British Honduras; and the respective Ratifications of the Said Convention having been carefully compared, and found to be exactly conformable to each other, the said Cachange took place this day in the usual form

In Witness whereof they have signed the foresent bestificate of Exchange, and have affixed thereto the Seals of their arms.

More at Guatemala, the 12th day of September 1859.







